

RESOLUTION NO. 07-100

RESOLUTION OF THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA APPROVING THE FINAL DECISION OF THE PLANNING AND ZONING BOARD, DECISION NO. 07-15, THAT GRANTED ADJUSTMENTS ON CONDITION THAT THE TERRACES REMAIN OPEN ON THREE SIDES AND THAT THE REQUIRED 30% PERVIOUS AREA BE PROVIDED, ON PROPERTIES LOCATED AT **1324 AND 1326 WEST 40 STREET, HIALEAH, FLORIDA;** AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Board, at its regular meeting of June 13, 2007 entered a final decision, Decision No. 07-15, subject to review by the Hialeah City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF HIALEAH, FLORIDA, THAT:

Section 1: The Mayor and the City Council of the City of Hialeah, Florida hereby approve Final Decision 07-15 granting an adjustment for the following existing setbacks: For the residence located at 1324 West 40 Street, a rear setback of 12.60 feet, where at least 25 feet are required; and for the residence located at 1326, a rear setback of 12.70 feet, where at least 25 feet are required, for such distances as to accommodate the aluminum-roofed terraces, on condition that the terraces remain open on three sides and that the required 30% pervious area be provided. The properties located at 1324 and 1326 West 30 Street, Hialeah, Florida, zoned R-2 (One- and Two-Family Residential District) developed as twin homes.

Section 2: This resolution shall become effective upon signature of the Mayor of the City of Hialeah, Florida or at the next regularly scheduled City Council meeting, if the Mayor's signature is withheld or if the City Council overrides the Mayor's veto.

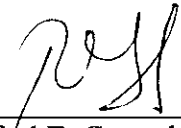
PASSED AND ADOPTED this 14th day of August, 2007.



Esteban Bovo
Council President

Attest:

Approved on this 19 day of August, 2007.

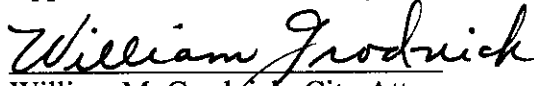


Rafael E. Granado, City Clerk



Mayor Julio Robaina

Approved as to form and legal sufficiency:



William M. Grodnick, City Attorney

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Resolution was adopted by a unanimous vote with Councilmembers Bovo, Caragol, Casals-Muñoz, Gonzalez, Hernandez, Miel and Yedra voting "Yes".